

BOARD ACTION
FEBRUARY 21, 2006

APPROVED	Tab 1 - Minutes of January 23, 2006, Special Joint Meeting – School Board & Municipalities, as presented; Minutes of January 27, 2006, Visioning Retreat, as presented.	WATKINS
APPROVED	Tab 2 – 1. - Request to acknowledge receipt of list of checks or warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office.	WATKINS
APPROVED	Tab 2 – 2. - Contractor Bonds as follows: <u>New</u> 5675-06 Frank R. Kaiser II d.b.a. Ron Kaiser LLC 6048-06 Mark S. MacDonald d.b.a. Water Systems Irrigation Specialists of Florida Inc. 6097-06 James Drawdy d.b.a. JBD Builders, Inc. 6452-06 McGhee Landscaping & Irrigation, Inc. 6453-06 Timothy Kuhn d.b.a. Kuhn Electric, Inc. 6454-06 James Calvin Allen d.b.a. J.A.M. Construction, Inc. of N. Central Florida 6455-06 Southern Landscaping & Lawn Maintenance, Inc. 6456-06 Mark Bowman d.b.a. Cypress Signs <u>Cancellation</u> 5809-04 William R. Bil d.b.a. William Bil Plumbing	WATKINS
ACKNOWLEDGED RECEIPT	Tab 2 – 3. - Property placed on the Lands Available List	WATKINS
ACKNOWLEDGED RECEIPT	Tab 2 – 4. - Received from the St. Johns River Water Management District Written Notice of Intended District Decision on Permit Application(s) in Lake County (Notice dated January 25, 2006); Batson's Greenhouses, Inc., Gene Batson, PO Box 1410, Mount Dora, FL 32756-1410, application #2688. The District proposes to allocate 0.033 million gallons per day of ground water for the irrigation of 6.5 acres of indoor foliage. The withdrawals used by this proposed project will consist of ground water from the Floridan Aquifer via 4 active wells in Lake County, located in Section 21, Township 19 South, and Range 27 East, known as Heritage. Petitions for an administrative hearing on the above application must be filed within 26 days of the District depositing this written Notice of Intended District Decision in the mail.	WATKINS
ACKNOWLEDGED RECEIPT	Tab 2 – 5. - Received from the Florida Public Service Commission, notice in re: Annual reestablishment of price increase or decrease index of major categories of operating costs incurred by water and wastewater utilities pursuant to Section 367.081(4)(a) F.S., Docket No. 060005-WS, Order No. PSC-06-0075-PAA-WS, Issued January 31, 2006. Any person whose substantial interests are affected by the action proposed by this order may file a petition for a formal proceeding, in the form provided by Rule 28-106.201, Florida Administrative Code. This petition must be received by the Director, Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, by the close of business on February 14, 2006.	WATKINS
ACKNOWLEDGED RECEIPT	Tab 2 – 6. - Received from the St. Johns River Water Management District receipt of legal notice regarding Reliable	WATKINS

	Peat Company JV, P.O. Box 491440, Leesburg, FL 34749-1440, application #103164, and proposal to withdraw 2.74 million gallons per day of surface water for a 173 acre peat mine. Withdrawals used by this proposed project will consist of surface water from an on-site lake via 3 proposed pumps in Lake County, located in Sections 5 - 8, Township 21 South, Range 24 East, known as Youth Camp Peat Mine. If interested in the listed application, contact the St. Johns River Water Management District, 4049 Reid St., P.O. Box 1429, Palatka, Florida 32178-1429.	
ACKNOWLEDGED RECEIPT	Tab 2 – 7. - Received the proposed budget for Fiscal Year 2005/2006, a copy of the Resolution 2006-07 designating the District's Agent and Registered Office Address, and a copy of Resolution 2006-09 identifying the Fiscal Year 2005/2006 meeting schedule for the newly established Cascades at Groveland Community Development District, pursuant to Chapter 190, Florida Statutes.	WATKINS
ACKNOWLEDGED RECEIPT	Tab 2 – 8. - Satisfaction and Release of Fine against Robert Drescher, in the amount of \$250.00 – Order of Fine recorded in OR Book 02300, Pages 1510 – 1511 of the Public Records of Lake County, Florida.	WATKINS
APPROVED	Tab 3 – 1. – Request from Budget for a budget transfer – General Fund, Department of Public Safety, Emergency Management Division. Transfer \$50,519.00 from Contractual Services to Personal Services (\$24,679.00), Operating Expenses (\$20,659.00), and Capital Outlay (\$5,181.00). Funds need to be reallocated to pay for a limited-term, part-time employee. The initial intention was to use outside contractors, so the majority of the funds were budgeted in Contractual Services. It has been determined that it would be more beneficial to hire an employee. Emergency Management requested and received approval to fund the position with the State Homeland Security Grant as long as the grant exists. Funds available in Contractual Services.	FRAZIER
APPROVED	Tab 3 – 2. – Request from Budget for a budget transfer – Landfill Enterprise Fund, Department of Environmental Services, Covanta Contract Management Division. Transfer \$300,000.00 from Contractual Services to Utility Services. A new natural gas agreement with Covanta was approved by the Board of County Commissioners on November 22, 2005 and signed by the Chairman on December 20, 2005. A transfer of funds from one object code to another is required due to the new agreement. Funds available in Contractual Services. No new funds are required.	FRAZIER
APPROVED	Tab 3 – 3. – Request from Budget for a budget transfer – County Fire Control Fund, Department of Public Safety, Fire Rescue Division. Transfer \$15,000.00 from Professional Services to Office Supplies. Additional funds are needed in the Office Supplies account to pay outstanding invoices and provide additional funds for future expenses. Funds available in Professional Services.	FRAZIER
APPROVED	Tab 3 – 4. – Request from Budget for a budget transfer – County Fire Control Fund, Department of Public Safety, Fire Rescue Division. Transfer \$12,000.00 from Repair and Maintenance to Office Supplies. Additional funds are needed in the Office Supplies account to pay outstanding invoices and provide additional funds for future expenses. Funds available in Repair	FRAZIER

	and Maintenance.	
APPROVED	Tab 3 – 5. – Request from Budget for a budget transfer – Stormwater Management Fund, Department of Public Works, Engineering Division, Stormwater Section. Transfer \$800,000.00 from Special Reserve to Professional Services. Many Stormwater improvements have been identified over the past year due to the higher than average rainfall. There are additional projects that will need to be funded this year, for study and final design only. Funds available in Special Reserve.	FRAZIER
APPROVED	Tab 3 – 6. – Request from Budget for a budget transfer – Landfill Enterprise Fund, Department of Environmental Services, Solid Waste Administration Division. Transfer \$13,425.00 from Reserve for Operations to Operating Supplies. Additional recycle bins are needed to meet increased citizen requests due to the increase in completed residential construction. Funds available in Reserve for Operations.	FRAZIER
APPROVED	Tab 4 – Request from Community Services for approval to advertise change to the Ordinance which address the operation of the Lake County Elder Affairs Coordinating Council.	SMITH
APPROVED	Tab 5 – Request from Community Services for approval to amend the Annual Funding Agreements with the Boys and Girls Club of Lake and Sumter Counties, Inc.; Christian Care Center; Haven of Lake and Sumter Counties, Inc.; and Take Stock in Children Foundation, contingent on County Attorney approval; and to transfer unused funds as indicated. Fiscal impact: \$19,000.00	SMITH
APPROVED	Tab 6 – Request from Employee Services for approval and acceptance of Waste Management's offer to reimburse Lake County for property damage caused by a Waste Management vehicle at a Lake County facility; and execution of appropriate document approving and authorizing settlement of County's claim for property damage.	WALL
APPROVED	Tab 7 – Request from Growth Management for approval to refund \$35,775.00 to Masterpiece Homes due to duplicate payment of capacity fee which was incorrectly applied to the Division of Water Resources.	STRICKLIN
APPROVED	Tabs 8 – Request from Procurement Services for approval and execution of the Contract with AON Consulting, Inc. for various employee benefits consultant services in the annual amount of \$54,000.00.	SCHWARTZMAN
APPROVED	Tab 9 – Request from Procurement Services for approval and execute the First Amendment to complete a Change Order to increase the cost of the project in the amount of \$11,560.00 for modifications in the design of the prototype fire station at Lake Jem, RSQ Number 05-056, Architectural Design for Fire Stations.	SCHWARTZMAN
APPROVED	Tab 10 – Request from Procurement Services for approval of a modification to contract number 05PLBN6BUQDB with Sprint which currently provides for MAN telecommunication capacity at Fire Rescue facilities, to add this service at an additional facility, and to grant authority to staff to implement future similar supplemental requirements within a \$12,660.00 limit.	SCHWARTZMAN
APPROVED	Tab 11 – Request from Procurement Services for approval of a change in Procurement procedure to formalize a requirement for BCC retroactive approval of actions in excess of \$25,000.00 which are awarded using informal procurement procedures in	SCHWARTZMAN

	response to an emergency or urgency requirement.	
PULLED	Tab 12 - Approval to secure property in the Paisley/Lake Kathryn area for the construction of a new fire station and approach the Department of Forestry to determine if it has a suitable site that it would be willing to negotiate. More work needs to be done in looking at that site. Staff to reschedule this item to the March 14, 2006 Board meeting.	KAISER
APPROVED	Tab 13 – Request from Public Works for approval and signature on the Resolution 2006-23 dissolving the Bicycle/Pedestrian Advisory Committee.	STIVENDER
APPROVED	Tab 14 – Request from Public Works for approval to advertise Ordinance amending Section 14.07.07, Lake County Code, Appendix E, Land Development Regulations, entitled Final Plat Requirements.	STIVENDER
APPROVED	Tab 15 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$50,000.00 posted for Silver Creek Phase I. Silver Creek PUD consists of 116 lots – Commission District 2.	STIVENDER
APPROVED	Tab 16 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$24,613.57 posted for Windscape Phase III. Windscape Phase III consists of 50 lots – Commission District 2.	STIVENDER
APPROVED	Tab 17 – Request from Public Works for approval and authorization to accept the final plat for Bella Ladera and all areas dedicated to the public as shown on the Bella Ladera plat. Bella Ladera consists of seven lots – Commission District 3.	STIVENDER
APPROVED	Tab 18 – Request from Public Works for approval and signature on Resolution 2006-24 authoring the posting of a "STOP" sign on Thomas Avenue (5108) and CR 25A (5507) at their intersection with Urick Street (5407) in the Leesburg area.	STIVENDER
APPROVED	Tab 19 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$12,205.20 posted for Spring Valley Roper Boulevard Improvements.	STIVENDER
APPROVED	Tab 20 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$48,683.00 posted for Spring Valley Phase I. Spring Valley Phase I consists of 70 lots – Commission District 2.	STIVENDER
APPROVED	Tab 21 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$27, 627.95 posted for Spring Valley Phase V. Spring Valley Phase V consists of 55 lots – Commission District 2.	STIVENDER
APPROVED	Tab 22 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$32,144.16 posted for Spring Valley Phase II. Spring Valley Phase II consists of 47 lots – Commission District 2.	STIVENDER
APPROVED	Tab 23 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of \$25,135.80 posted for Spring Valley Phase III. Spring Valley Phase III consists of 34 lots – Commission District 2.	STIVENDER
APPROVED	Tab 24 – Request from Public works for approval and authorization to release a Maintenance Bond in the amount of \$30,368.60 posted for Spring Valley Phase IV. Spring Valley Phase IV consists of 74 lots – Commission District 2.	STIVENDER
APPROVED	Tab 25 – Request from Public Works for approval and authorization to release a Maintenance Bond in the amount of	STIVENDER

	\$17,343.00 posted for Spring Valley Phase VI. Spring Valley Phase VI consists of 56 lots – Commission District 2.	
APPROVED	Tab 26 – Request from Public Works for approval and authorization to release a Letter of Credit for Performance in the amount of \$6,886,597.32 posted for Verde Ridge Unit I; and request authorization to release a Letter of Credit for Performance in the amount of \$9,694,672.14 posted for Verde Ridge Unit 2. Verde Ridge Units I and II consist of 212 and 190 lots respectively – Commission District 2.	STIVENDER
APPROVED	Tab 27 – Request from Public Works for approval for funding and the transfer of funds from General Fund Reserve for Operations for repairs at Astor Park to replace the electrical panel and feed which was struck by lightning, the removal of the existing dugouts and concrete slabs and their replacement with designed dugouts, and the installation of a scoreboard which has already been purchased. Fiscal impact: \$50,000.00	STIVENDER
APPROVED	Tab 28 - PRESENTATION: Fast-Track Orlando Metro VA Medical Center by Colonel Dennis Freytes (U.S. Army Retired), National Association for Uniformed Services and Approval for Chairman to Sign and Send Letter to the Lake County Legislative and Congressional Delegations Conveying Support	HALL
APPROVED	Tab 29 - PRESENTATION: Approval and Presentation of Step Up, Florida Day Proclamation 2006-25 in Lake County on February 21, 2006	SMITH
APPROVED	Tab 30 - PRESENTATION: Approval and Presentation of Resolution 2006-26 Officially Declaring the Week of February 19 through 25, 2006 as National Engineers Week in Lake County	STIVENDER
NO ACTION TAKEN	Tab 31 - PRESENTATION: Executive Summary of the Comprehensive Plan "Planning Horizon 2025"	STRICKLIN
APPROVED	Tab 32 - PUBLIC HEARING: Proposed Uses of Fiscal Year 2006-2007 Community Development Block Grant (CDBG) Funds	SMITH
POSTPONED	Tab 33 - Appointment of an individual to the vacant "Resident who is a concerned citizen for affordable housing" position on the Affordable Housing Advisory Committee. <i>(Rescheduled from the January 10, 2006 and January 24, 2006 BCC Meetings)</i>	HALL
APPROVED	Tab 34 - Appointment affirmation of individuals to upcoming vacant positions on the Lake County Library Advisory Board, as follows: Reappointments – Dorothy Keedy, Member; Beth Sindler, Alternate Member; and Karen Howard, Member.	WATKINS
APPROVED	Tab 35 - Approval of policy regarding the naming of county facilities and placement of memorials.	HALL
DIRECTED	Tab 36 - Discussion of the University of Central Florida's request that Lake County consider making a contribution toward the proposed UCF Medical School – staff to look at it and see what the level of giving is not only in Lake County but in surrounding counties, as to give them a recommendation that they would find appropriate for this county.	HALL
APPROVED	Add. No. 1 – Request from County Attorney for approval and authorization to attend and bid on selected properties at tax deed sales as well as other judicial sales or to otherwise acquire property that is involved in such sales.	MINKOFF
APPROVED	Orange County is applying for a consumptive use permit that expanded their use for the next 20 years; the Water Alliance and Commr. Hanson, the Board's representative, met to discuss the Water Alliance involvement in that issuance and the Water	MINKOFF/ WELSTEAD

	Alliance wanted to get involved and asked that the County intervene on their behalf; approved for staff to mediate it first to generally oppose the permit and attempt as they did with OUC provisions that are acceptable to them; if they cannot do this, or people refuse to participate in mediation, then to file the petition to oppose the permit and try to do it through litigation.	
FOR YOUR INFORMATION	Staff presented a memo that included items that were listed in a letter dated January 27, 2006 from Mayor Johnnie Hale that the City would like to address at the <i>Joint Meeting with the Board, to be held at the Eustis Library Community Room on Thursday at 6:30 p.m.</i> The last item that the Mayor asked to consider was a possible land trade of the fairgrounds with some city owned property. That issue is going to be addressed separately from the Growth Management Department. Mr. Bannon has already worked with Ms. Hall to begin coordinating discussions on that item.	WELSTEAD
FOR YOUR INFORMATION	Commr. Pool wanted to congratulate the Leadership Lake County on their golf tournament the other day, it was very successful.	POOL
FOR YOUR INFORMATION	Commr. Pool reported that they had a very successful West Orange/South Lake Transportation Task Force Meeting; it was well attended by all the cities; and they are really trying to show the concerns and focus of the SR 50 corridor/Hartwood Marsh/CR 535; and he appreciates the Board's support.	POOL
APPROVED	For staff to monitor the City of Minneola's annexation situation with the Lowndes property and bring it back to the Board in a timely manner, so that the Board can act on it.	WELSTEAD
FOR YOUR INFORMATION	Commr. Hanson reported that they had a very successful Lake County Days in Tallahassee and extended her thanks to many for all of their work, and she hopes that they helped Commr. Cadwell's efforts with the Association of Counties. She also extended her thanks to the Sheriff for the luncheon; and she thanked the Legislative Delegation because they are trying very hard to figure out how Lake County can get a share of those billions of dollars that are excess in their budget.	HANSON
	<p><u>CITIZEN QUESTION AND COMMENT PERIOD</u></p> <p>Roy Hunter, Northeast Lake Chamber of Commerce, noted that he will hold his presentation until the second meeting in March, which pertained to Tab 12 about the property in the Paisley/Lake Kathryn area for the construction of a new fire station; also he wanted to note his discussion with Commr. Cadwell and that he will reassure the people that he will meet with him before then along with Amye King to discuss this item. Commr. Cadwell reassured him that the agenda item will also show the present Paisley site, and it will still be considered in the discussion.</p> <p>Mr. Hunter wanted to thank the County for getting CR 439 black-topped and he personally appreciates the fact that there is going to be a signal at CR 439 and CR 44A. He also wanted to thank the 40 people that were here today to support them on Tab 12; and he would like to remind everyone of their Chamber meeting Thursday night at 6:30 p.m. at Spring Creek School.</p> <p>Mr. Hunter also stated that he would like to see all three fire stations in this area that was donated to Lake County with a verbal understanding that they would have fire protection and the</p>	HALL/ KAISER

	stations would be active, Paisley, Lake Mack, and Shockley Heights.	
	Mr. D. J. Mauro discussed with the Board information he had provided to them on immigration issues and stressed the need to take this issue seriously.	HALL
	Mr. Fred Hunter stated that he has a house on CR 42 west of Lake Kathryn, and he came to speak against the motion to move the fire station into that part of Section 16 that lies south of CR 42. This was sold by Ernest Palmer and him to the State for the Wekiva Greenway District. He stressed that it is not the Forestry's job to locate a fire station in that section, and they will be violating an agreement that they had not in writing but when it was purchased under threat of condemnation and was sold to them at less than appraised value because they wanted it to be part of that Greenway.	KAISER
	Mr. Travis Whigham, Lake Mack, reported on a fire that occurred on Second Street in the Forest Hills/Lake Mack area last week noting that it took Lake County Fire and Rescue between 25 to 30 minutes to react to the incident. He suggested that the County work on the road problems in this area, and the communication technology needed for fire rescue services.	KAISER
	Mr. Keith Schue addressed the Board on behalf of the Nature Conservancy, as the Ocala/Wekiva Conservation Project Coordinator, to express concerns regarding the location of a fire station within Section 16, which is a portion of Lake County that is in public ownership; it is part of the Wekiva-Ocala Greenway Project. He recommended that the County direct its efforts toward identifying another location.	KAISER